

IC 9-24-10

Chapter 10. Examination for License or Permit

IC 9-24-10-1

Examination required

Sec. 1. An individual who applies for a permit or license under this chapter and who is required by this chapter to take an examination shall, upon applying for the permit or license, appear before a member of the bureau designated by the commissioner and be examined concerning the applicant's qualifications and ability to operate a motor vehicle upon Indiana highways.

As added by P.L.2-1991, SEC.12.

IC 9-24-10-2

Rules

Sec. 2. The bureau may adopt rules under IC 4-22-2 necessary for the conduct of examinations for a learner's permit, an operator's license, a chauffeur's license, and a public passenger chauffeur's license in accordance with this chapter concerning the qualifications and ability of applicants to operate motor vehicles in accordance with the rights and privileges of those permits and licenses.

As added by P.L.2-1991, SEC.12.

IC 9-24-10-3

Examination sites and times

Sec. 3. Examinations shall be held in the city or town where the license branch office in which the application was made is located, within a reasonable length of time following the date of the application.

As added by P.L.2-1991, SEC.12.

IC 9-24-10-4

Examination components

Sec. 4. (a) Except as provided in subsection (c), an examination for a learner's permit must consist of a test of the applicant's eyesight. All other examinations must include the following:

(1) A test of the following of the applicant:

(A) Eyesight.

(B) Ability to read and understand highway signs regulating, warning, and directing traffic.

(C) Knowledge of Indiana traffic laws.

(2) An actual demonstration of the applicant's ability to exercise ordinary and reasonable control in the operation of a motor vehicle under the type of permit or license applied for.

(b) The examination may include further physical and mental examination that the bureau finds necessary to determine the applicant's fitness to operate a motor vehicle safely upon Indiana highways. The applicant must provide the motor vehicle used in the examination.

(c) The bureau shall waive the actual demonstration required

under subsection (a)(2) for a person who has passed a driver's education class and a road test given by a commercial driver training school or a high school driver education program.

(d) The bureau shall adopt rules under IC 4-22-2 specifying requirements for a road test given under subsection (c) by a commercial driver training school or a high school driver education program.

As added by P.L.2-1991, SEC.12. Amended by P.L.93-1997, SEC.13.

IC 9-24-10-5

Uniform rules and requirements

Sec. 5. The bureau shall print, for the mandatory use of individuals conducting the examinations, the rules and requirements that must be uniformly and impartially followed in making the examinations.

As added by P.L.2-1991, SEC.12.

IC 9-24-10-6

Unsafe drivers; examination

Sec. 6. The bureau, before issuing a license, may examine or cause to be examined an applicant for an operator's, a chauffeur's, or a public passenger chauffeur's license and an applicant for a renewal of those licenses who has a bad driving record. The bureau may cause the examination to be made whenever it appears from:

- (1) the face of the application;
- (2) the apparent physical or mental condition of the applicant;
- or
- (3) any information that has come to the attention of the bureau;

that the applicant does not apparently possess the physical, mental, or other qualifications to operate a motor vehicle in a manner that does not jeopardize the safety of individuals or property.

As added by P.L.2-1991, SEC.12.

IC 9-24-10-7

Licensed operators and chauffeurs; examination; bureau actions; appeals

Sec. 7. (a) If the bureau has good cause to believe that a licensed operator or chauffeur is:

- (1) incompetent; or
- (2) otherwise not qualified to be licensed;

the bureau may, upon written notice of at least five (5) days, require the licensed operator or chauffeur to submit to an examination.

(b) Upon the conclusion of an examination under this section, the bureau:

- (1) shall take appropriate action; and
- (2) may:
 - (A) suspend or revoke the license of the licensed operator or chauffeur;
 - (B) permit the licensed operator or chauffeur to retain the license of the licensed operator or chauffeur; or

(C) issue a license subject to restrictions considered necessary in the interest of public safety.

(c) If a licensed operator or chauffeur refuses or neglects to submit to an examination under this section, the bureau may suspend or revoke the license of the licensed operator or chauffeur.

(d) A licensed operator or chauffeur may appeal an action taken by the bureau under this section to the circuit court or superior court of the county in which the licensed operator or chauffeur resides.

As added by P.L.2-1991, SEC.12.

IC 9-24-10-8

Violations

Sec. 8. A person who violates this chapter commits a Class C infraction.

As added by P.L.2-1991, SEC.12.